

DOCKET FILE COPY ORIGINAL

May 2, 1998

Ms. Magalie Romain Salas  
Secretary  
Federal Communications Commission  
Room 222/ 1919 M St. NW  
Washington, D.C. 20554

Re: Petition for Rule Making  
New FM-Channel 290A  
Missoula, Montana

Dear Ms. Salas:

Enclosed please find an original and five copies of a Petition for Rule Making, filed by L. Topaz Enterprises, Inc., requesting the allotment of FM Channel 290A to Missoula, Montana, as that community's fifth local FM channel.

If this proposal is ultimately adopted, L. Topaz Enterprises, Inc. will promptly apply for authority to construct and operate a new station on the proposed channel.

An additional copy of this letter is enclosed with a postage paid envelope. Please date-stamp and return to me.

If you have any questions, please contact me at (608)831-8708.

Enclosures:

cc: John A. Korousos  
Chief, Allocations Branch

Sent via certified mail

Respectfully submitted,

*Dale A. Ganske*

Dale A. Ganske, President  
L. Topaz Enterprises, Inc.  
5546-3 Century Ave.  
Middleton, Wi. 53562

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**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of )  
 )  
Amendment of Section 73.202(b) ) MM Docket \_\_\_\_\_  
Table of Allotments, ) RM - \_\_\_\_\_  
FM Broadcast Stations )  
(Missoula, Montana) )

To: The Chief, Allocations Branch

**PETITION FOR RULE MAKING**

L. TOPAZ ENTERPRISES, INC., hereby respectfully petitions the Commission to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, to allocate FM Channel 290A to Missoula, Montana, as that community's fifth local FM channel.

**Proposal of Petitioner:**

<u>City</u>	<u>Present</u>	<u>Proposed</u>
Missoula, Montana	227C, 235C, 261C1, 273C1	227C, 235C, 261C1, 273C1, and 290A

The city of Missoula (population 42,918) is an incorporated community located in Missoula County (population 78,687) 1/, and is the county seat of Missoula County. Adoption of this proposal will serve the public interest by providing Missoula with an additional local broadcast service.

Attached hereto is a Frequency Search showing that Channel 290A could be allocated to Missoula, in accordance with the minimum distance separation requirements of Section 73.207(b) of the Commission's Rules. No site restriction would be necessary.

If this proposal is adopted, L. TOPAZ ENTERPRISES will apply for authority to construct and operate a new FM broadcast station at Missoula, Montana. If a construction permit is granted, Petitioner will promptly construct and operate the proposed station.

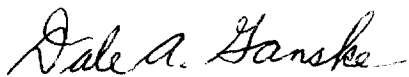
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1/ Population figures from the 1990 U.S. Census.

I, Dale A. Ganske, President of L. TOPAZ ENTERPRISES, INC., certify that I have examined the foregoing Petition for Rule Making and that it is true and correct to the best of my knowledge and belief.

Respectfully submitted,

L. TOPAZ ENTERPRISES, INC.

A handwritten signature in cursive script that reads "Dale A. Ganske".

Dale A. Ganske, President  
5546-3 Century Avenue  
Middleton, WI 53562  
(608) 831-8708

May 1, 1998

L. TOPAZ ENTERPRISES, INC

4-25-98

New Drop-In Search

Missoula, Montana

CLASS=A

Reference Site

46 52 30 North Latitude

114 00 00 West Longitude \_\_\_\_\_ Channel 290 - 105.9 MHz \_\_\_\_\_

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Call	Channel	Location	Dist.	Azi	FCC	Margin
N. Lat.	W. Lng.	Power	HAAT			

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KMTX-FM	L1 287C	Helena, Mt.	128.27	95.7	95.0	33.27
46 44 52	112 19 47	C EY 100.000kw	593 M			
Capri, Inc.			BLH900314KB	961231		
KQDI-FM-CP	291C1	Great Falls, Mt.	218.57	69.2	133.0	85.57
47 32 23	111 17 06	C CN 100.000kw	BPH951103IB	961217		
Sunbrook Communications, Inc.			113 M			
KQDI-FM	291C1	Great Falls, Mt.	218.81	69.4	133.0	85.81
47 31 57	111 16 41	C CN 100.000kw	BLH860410KC	970110		
Sunbrook Communications, Inc.			84M			

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